

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE CHRISTOPHER PAXOS
Debtor

CASE No. 12-61280-RK
JUDGE RUSS KENDIG
CHAPTER 11

MOTION FOR ENTRY OF FINAL DECREE

Christopher Paxos, the debtor (“Paxos”) moves the Court pursuant to 11 U.S.C. §350 and Federal Rule of Bankruptcy Procedure 3022 for the entry of a final decree in this case. In support of this Motion Mr. Paxos states:

This Court signed an Order confirming the debtor’s Plan of Reorganization on December 6, 2013 [Doc. 205].

The Plan has been substantially consummated as contemplated in 11 U.S.C. §1127(b) and 1101(2), and the bankruptcy estate has been fully administered within the meaning of 11 U.S.C. §315(a). A copy of Mr. Paxos’s Final Quarterly Report [Doc. 254] was filed on December 17, 2014.

All claims and expenses required to be paid upon confirmation or the effective date of the Plan have been paid. Fees owed to the Office of the United States Trustee (“UST”), will be paid in full. Mr. Paxos has distributed all of the funds due to unsecured creditors and is paying the claim of the United States of America, Internal Revenue Service in accordance with the agreed orders signed by the Court [Doc. 249].

All motions, contested matters and adversary proceedings have been fully resolved.

An accounting of all distributions made pursuant to the terms of the Plan of Reorganization by the reorganized debtor is set forth in the Final Report and incorporated herein by reference.

The Advisory Committee Note to Federal Rule of Bankruptcy Procedure 3022 provides a list of six factors that a court may consider in determining whether an estate has been fully administered for final decree purposes. The six factors are:

- a. Whether the order confirming the plan has become final;
- b. Whether deposits required by the plan have been distributed;
- c. Whether the property proposed by the plan to be transferred has been transferred;
- d. Whether the debtor or the successor of the debtor under the plan has assumed the business or management of the property dealt with by the plan;
- e. Whether payments under the plan have commenced; and
- f. Whether all motions, contested matters, and adversary proceedings have been finally resolved.

Taking the foregoing factors into account, the Debtor's estate is fully administered and that the Case should therefore be closed. The entry of a final decree closing the Case is therefore appropriate under Section 350(a) of the Bankruptcy Code and Bankruptcy Rule 3022.

THEREFORE, Christopher Paxos, Debtor requests that the Court enter a final decree closing the Case and for such further and additional relief as may be appropriate.

Respectfully Submitted,
/s/ Frederic P. Schwieg, Esq.

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CERTIFICATE OF SERVICE

A copy of this Motion For Entry Of Final Decree was served by Notice of Electronic Filing and if necessary upon the following, by regular U.S. mail, postage prepaid December 18, 2014.

ECF Service:

The following is a list of the parties who are on the list to receive e-mail notice/service for this case:

12-61280-rk Notice will be electronically mailed to the U.S. Trustee, and:

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